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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/748,523	12/30/2003	Michael Chiviendacz	10500.03.0716	8541
23418	7590	01/06/2010		
VEDDER PRICE P.C. 222 N. LASALLE STREET CHICAGO, IL 60601			EXAMINER YALEW, FIKREMARIAM A	
			ART UNIT 2436	PAPER NUMBER
			MAIL DATE 01/06/2010	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/748,523	<b>Applicant(s)</b> CHIVIENDACZ ET AL.	
	<b>Examiner</b> Fikremariam Yalew	<b>Art Unit</b> 2436	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 12 October 2009.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-4,6-9,11-23,25-27 and 29-56 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-4,6-9,11-23,25-27 and 29-56 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>10/12/2009</u> . | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 10/12/2009 has been entered.

2. Claims 1, 4, 9, 22 and 36 have amended. Claims 5, 10, 24 and 57 are canceled. Claims 1-4, 6-9, 11-21, 22-23, 25-27, 29-56 are pending.

### **Claim Objections**

3. Claim 22 is objected to because of the following informalities: In claim 22 limitation lines 7-10 "the method of claim 22" should change since claim 22 is independent claim. Appropriate correction is required.

### ***Response to Arguments***

4. Applicant's arguments with respect to claims 1-4, 22-23, 25-27 have been considered but are moot in view of the new ground(s) of rejection.

5. Examiner withdraws 35 USC 101 and 35 112 rejection based on the applicant persuasive argument and claim amendment. However the examiner maintains the previous 35 101 rejection regarding to claim 43 and rejects claim 52 with the new 35 101 rejection (See below).

6. Applicant's arguments with respect to claims 6-9, 11- 21, 29-57 have been considered but are not persuasive. In response to applicant's argument that there is no suggestion to combine the references, the examiner recognizes that obviousness can only be established by combining or modifying the teachings of the prior art to produce the claimed invention where there is some

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teaching, suggestion, or motivation to do so found either in the references themselves or in the knowledge generally available to one of ordinary skill in the art. See *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988) and *In re Jones*, 958 F.2d 347, 21 USPQ2d 1941 (Fed. Cir. 1992). In this case, .It would modify in order to enhance security of the system and achieve the predictable result. Applicant argued that the prior art does not teach or suggest a first portion at least containing transaction card identification information ; a second portion containing a translucent identification member having a translucent area that includes one or more obscured user identifiers. The examiner disagree and points out the prior art teach a first portion at least containing transaction card identification information (See col. 1 lines 58-61 and claim 2 lines 45-47 ); a second portion containing a translucent identification member having a translucent area that includes one or more obscured user identifiers(See col. 2 lines 45-47,col 1 lines 58-61).

***Claim Rejections - 35 USC § 101***

7. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

8. Claims 52-56 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter.

9. Claim 52 is rejected under 35 USC 101 as not falling within one of the four statutory categorizes of invention. While the claims recite a series of steps of acts to be performed, a statutory “process” under 35 USC 101 must 1) be tied to particular machine, or 2) transform underlying subject matter (such as an article of material) to a different state of thing. See page 10 of *In Re Bilski* 88 USPQ2d 1385. The instant claims are neither positively tied to a particular

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machine that accomplishes the claimed method steps nor transform underlying subject matter, and therefore do not qualify as a statutory process. Claims 53-56 are depend on claim 52 and rejects on the same rational.

***Claim Rejections - 35 USC § 103***

10. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

11. Claims 1-4, 22-23, 25-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Goede (US Patent No 5,246,375) in view of Ginter et al (hereinafter referred as Ginter) US Pub No 2005/0177716 A1

12. As per claim 1: Goede discloses a method/apparatus for making a secure identification information member for a user comprising: generating a plurality of obscured user identifiers (See col. 3 lines 25-29); and generating a translucent identification member having a translucent area that includes the a plurality of obscured user identifiers (See col. 2 lines 45-47(i.e., the substrate be transparent, frosted, colored or opaque)) the translucent identification member without corresponding filtering pattern thereon(See col. 1 lines 57-64(i.e., paper sheet member));assigning identification information to the a plurality of obscured user identifiers(See col. 1 lines 44-47(i.e., predetermined sequence such as personal identification number); storing the identification information and associated plurality of obscured user identifiers(See col. 1 lines 50-54(i.e., recoding the predetermined sequence); and providing the identification

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information on the translucent identification member(See col. 2 lines 45-47,col 1 lines 58-61(i.e., the substrate be transparent, frosted, colored or opaque).

Goede does not explicitly teach at a different location from the plurality of obscured identification.

However Goede teaches at a different location from the plurality of obscured identification (See 0220).

Therefore it would have been obvious to one ordinary skill in the art at the time the invention was made to employ the teaching method of Ginter with in Goede method in order to enhance security of the system.

13. As per claim 2: Goede discloses the method wherein generating the one or more obscured user identifiers includes: obtaining user specific information associated with the user (See col. 3 lines 57-62); and combining the user specific information with other information to produce the one or more obscured user identifiers (See col. 1 lines 58-61, col. 2 lines 45-47).

14. As per claim 3: Goede discloses the method wherein generating the one or more obscured user identifiers includes: obtaining user specific information associated with the user (See col. 1 lines 44-47); and using the user specific information to produce the one or more obscured user identifiers (See col. 2 lines 50-61).

15. As per claim 4: Goede discloses the method of wherein generating the one or more obscured user identifier includes: generating the one or more obscured user identifiers using the assigned identification information. (See col. 1 lines 58-61, col. 2 lines 45-47).

16. As per claim 22: Goede disclose a method for associating secure identification information with a user comprising: receiving a request from a user for one or more obscured

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user identifiers (See col. 3 lines 25-29 ); recording a link between the user and the identification information associated with the one or more obscured user identifiers(See col. 1 lines 47-56); and wherein the one or more obscured user identifiers are on a translucent identification member, sized to be smaller than a display, that is sent to the user(See col. 2 lines 45-47,col 1 lines 58-61 and Fig 4a).

However Goede does not explicitly teach wherein the request from the user includes user specific information and wherein the user specific information is combined with other information to produce the one or more obscured user identifiers.

Ginter teaches wherein the request from the user includes user specific information and wherein the user specific information is combined with other information to produce the one or more obscured user identifiers (See 0220).

Therefore it would have been obvious to one ordinary skill in the art at the time the invention was made to employ the teaching method of Ginter with in Goede method in order to enhance security of the system.

17. As per claim 23: Goede discloses the method including: providing the one or more obscured user identifiers to the user (See col. 1 lines 44-47).

18. As per claim 25: Goede discloses the method including: providing the one or more obscured user identifiers to the user are sent to third party to be placed on a translucent identification member for the user (See col. 3 lines 11-29).

19. As per claim 26: Goede discloses the method wherein the one or more obscured user identifiers are sent to the user for placement on a translucent identification member (See col. 3 lines 11-29).

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20. As per claim 27: Goede discloses the method wherein the one or more obscured user identifiers are selected from a pre-existing pool of obscured user identifiers (See col. 2 lines 54-67).

**21. Claims 11-20, 29-51 are rejected under 35 U.S.C. 103(a) as being unpatentable over Oksman et al (hereinafter referred as Oksman) US Patent No 5,233,436 in view of Goede (US Patent No 5,246,375).**

22. As per claim 11: Oksman discloses a method for securely providing identification information comprising: sending a visual filtering pattern to a display device wherein the filtering pattern is defined such that when the visual filtering pattern is visually combined with one or more obscured user identifiers located on a translucent identification member (See col 4 lines 14-19, col 4 lines 32-41, col 5 lines 8-15), a designated one of the one or more identifiers is visually revealed (col. 3 lines 62-65, col 4 lines 17-19); and receiving data representing the visually revealed identifier (col. 5 lines 5-15).

Oksman does not explicitly teach obscured user identifiers located on a translucent identification member and identification member sized to be smaller than a display.

However Goede obscured user identifiers located on a translucent identification member (See col. 2 lines 45-47, col 1 lines 58-61); identification member sized to be smaller than a display (See Fig 4(a) steps 12, 18).

Therefore it would have been obvious to one having ordinary skill in the art at that time the invention was made to employ the teachings method of Goede within Oksman in order to enhance security of the system.



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23. As per claim 12: the combination of Oksman and Goede disclose the method including sending the received data representing the visually revealed identifier to an authentication apparatus (See Oksman col. 5 lines 5-15).

24. As per claim 13: the combination of Oksman and Goede discloses the method wherein the data representing the visually revealed identifier is received using a device other than the device on which the visual filtering pattern is displayed (See Oksman col. 3 lines 63-65 and col. 4 lines 14-18).

25. As per claims 14,29: Oksman discloses a method/system for securely providing identification information comprising: receiving user identification information (col. 5 lines 7-15); using the user identification information to identify a translucent identification member and one or more obscured user identifiers known to have been associated with such user (col. 4 lines 14-19,col 4 lines 32-41,col 5 lines 8-15); generating a visual filtering pattern that when combined with the one more obscured user identifiers on the identified translucent identification member will reveal the selected particular obscured user identifier from among the obscured user identifiers(col. 4 lines 14-19,col 4 lines 32-41,col 5 lines 8-15); transmitting the visual filtering pattern and requesting entry of the revealed identifier(See col. 4 lines 52-68,col 4 lines 17-19); and receiving data representing the revealed identifier(See col. 5 lines 8-15).

Oksman does not explicitly teach translucent identification member (See col. 2 lines 45-47,col 1 lines 58-61); selecting from the one or more obscured user identifiers a particular obscured user identifier to be used as a second factor of authentication for the user associated with the received user identification information(See col. 2 lines 45-47,col 1 lines 58-61) and

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sized to be smaller than a display that comprises a plurality of obscured user identifiers(See Fig 4(a) steps 12,18).

However Goede teaches transduction member; selecting from the one or more obscured user identifiers a particular obscured user identifier to be used as a second factor of authentication for the user associated with the received user identification information and sized to be smaller than a display that comprises a plurality of obscured user identifiers ;transduction member.

Therefore it would have been obvious to one having ordinary skill in the art at that time the invention was made to employ the teachings method of Goede within Oksamn method in order to enhance security of the system.

26. As per claims 15,30:the combination of Oksman-Goede disclose the method including examining the received data representing the visually revealed identifier to determine if it matches an expected value (See Oksman col.5 lines 7-15).

27. As per claims 16, 31: the combination of Oksman-Goede disclose the method wherein the expected value has been determined before receipt of the received data representing the visually revealed identifier (See Oksman col. 4 lines 13-20).

28. As per claims 17, 32: the combination of Oksman-Goede disclose the method wherein the expected value is determined after receipt of the received data representing the visually revealed identifier (See Oksman col. 4 lines 13-20).

29. As per claims 18, 33: the combination of Oksman-Goede disclose the method including granting a right to the user if the received data representing the visually revealed identifier matches the expected value (See Oksman col. 5 lines 5-15).

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30. As per claims 19, 34: the combination of Oksman-Goede disclose the method including sending the received data representing the visually revealed identifier to an authentication apparatus (See Oksman col. 6 lines 6-12, col. 5 lines 5-15).

31. As per claims 20,35: the combination of Oksman-Goede disclose the method including receiving a reply from the authentication apparatus and granting a right to the user if the authentication apparatus indicates that a match with the expected value occurred (See Oksman col. 5 lines 7-15).

32. As per claims 21: the combination of Oksman-Goede disclose the method wherein the step of using the user identification information includes checking if the translucent identification member is valid based on a list of invalid translucent identification members (See Oksman col. 5 lines 7-15).

33. As per claim 36: Oksman discloses an apparatus for securely providing identification information comprising : a translucent identification member authenticator, comprising one or more processors, operative to receive user data representing a revealed identifier in response to overlaying a translucent identification member on a display (See Oksman col. 4 lines 14-41,col 5 lines 8-15); and operative to compare the received data with a corresponding expected revealed identifier to determine whether proper authentication of the user is appropriate (see Oksman col. 5 lines 5-15).

Oksman does not explicitly teach a translucent identification member; sized to be smaller than a display, that is sent to the user.

However Goede teaches a translucent identification member (See col. 2 lines 45-47,col 1 lines 58-61);sized to be smaller than a display, that is sent to the user(See Fig 4(a) steps 12,18).

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Therefore it would have been obvious to one having ordinary skill in the art at that time the invention was made to employ the teachings method of Goede within Oksamn in order to enhance security of the system

34. As per claim 37: Oksman and Goede disclose the apparatus wherein the translucent identification member authenticator determines the expected revealed identifier prior to the receipt of the received data corresponding to the revealed identifier (See Oksman col. 5 lines 5-15).

35. As per claim 38: Oksman and Goede disclose the apparatus wherein the translucent identification member authenticator determines the expected revealed identifier after the receipt of the received data corresponding to the revealed identifier (See Oksman col. 5 lines 5-15).

36. As per claim 39: Oksman discloses an apparatus for associating secure identification information with a user comprising: a circuit operative to receive a request from a user for a translucent identification member (See Oksman col. 4 lines 14-41 col.5 lines 27-36, col. 5 lines 43-48); and operative to record a link between the user and the identification information associated with the one or more obscured user identifiers (See Oksamn col. 6 lines 6-12).

Oksman does not explicitly teach translucent identification member; sized to be smaller than a display, that is sent to the user.

However Goede teaches translucent identification member(See col. 2 lines 45-47,col 1 lines 58-61); sized to be smaller than a display, that is sent to the user(See Fig 4(a) steps 12,18).

Therefore it would have been obvious to one having ordinary skill in the art at that time the invention was made to employ the teachings method of Goede within Oksamn in order to enhance security of the system.

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37. As per claim 40: Oksman and Goede disclose the apparatus wherein the circuit is operative to select the one or more obscured user identifiers are selected from a pre-existing pool of one or more obscured user identifiers (See Oksman col. 6 lines 6-12).

38. As per claims 41-42: Oksman and Goede teach the circuit is operative to request information from the user that includes user specific information and wherein the user specific information is combined with other information to produce the one or more obscured user identifiers(See col. 2 lines 45-47,col 1 lines 58-61).

39. As per claim 43: Oksman discloses an apparatus for securely providing identification information comprising: a visual filtering pattern generator operative to generate a visual filtering pattern based on data identifying a translucent identification member that has a translucent area that includes one or more obscured user identifiers such that when the visual filtering pattern is visually combined with the one or more obscured user identifiers on the translucent identification member (col. 4 lines 14-19,col 4 lines 32-41 and col. 5 lines 8-15), a designated one of the one or more obscured user identifiers is revealed(col. 4 lines 14-19,col 4 lines 32-41).

Oksman does not explicitly teach translucent identification member; sized to be smaller than a display, that is sent to the user.

However Goede teach translucent identification member (See col. 2 lines 45-47, col.1 lines 58-61): sized to be smaller than a display, that is sent to the user (See Fig 4(a) steps 12,18).

Therefore it would have been obvious to one having ordinary skill in the art at that time the invention was made to employ the teachings method of Goede within Oksamn in order to enhance security of the system

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40. As per claim 44: Oksman and Goede disclose the apparatus including a translucent identification member authenticator operative to receive data representing the revealed identifier in response to overlaying the translucent identification member with one or more obscured user identifiers on a display (See Oksman col. 4 lines 14-19,col 4 lines 32-41,col 5 lines 5-15,); and to compare the received data with a corresponding expected identifier to determine whether proper authentication of the recipient is appropriate (See Oksman col. 5 lines 8-15).

41. As per claim 45: Oksman discloses a method for securely providing identification information comprising: displaying a visual filtering pattern defined such that when the visual filtering pattern is combined with one or more obscured user identifiers located on a translucent identification member, a designated one of the one or more visual identifiers is revealed (col 4 lines 14-18,col 4 lines 16-25); and receiving input data representing the visually revealed identifier (col. 4 lines 14-18,col 5 lines 5-15).

Oksman does not explicitly teach translucent identification member sized to be smaller than a display that is sent to the user.

However Goede teaches translucent identification member (See col. 2 lines 45-47,col 1 lines 58-61)sized to be smaller than a display, that is sent to the user(See Fig 4(a) steps 12,18).

Therefore it would have been obvious to one having ordinary skill in the art at that time the invention was made to employ the teachings method of Goede within Oksamn in order to enhance security of the system.

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42. As per claim 46: Oksman and Goede disclose the method wherein displaying the visual filtering pattern includes indicating an overlay area on the display for overlaying the translucent identification member (See Oksman col. 4 lines 16-25).

43. As per claim 47: Oksman and Goede disclose the method including the step of transmitting the received input data representing the visually revealed identifier (See Oksamn col. 4 lines 16-25).

44. As per claim 48: Oksman and Goede disclose the method wherein the received input data is received on a device other than the device that is used to display the visual filtering pattern (See Oksman col. 5 lines 8-15).

45. As per claim 49: Oksman and Goede disclose a secure identification information member comprising: a translucent area having an information pattern representing one or more identifiers configured to overlay a portion of a display screen (See Oksman col. 4 lines 14-19,col 4 lines 32-41 and col. 5 lines 8-15).

46. As per claim 50: Oksman and Goede disclose the secure identification information member including additional information thereon relating to at least one specific use of the member (See Oksman col. 4 lines 14-19,col 4 lines 32-41 and col. 5 lines 8-15).

47. As per claim 51: Oksman and Goede disclose the secure identification information member wherein the additional information represents information for use in at least one of: voting, banking, online transaction and membership (See Oksman col. 4 lines 14-19,col 4 lines 32-41 and col. 5 lines 8-15).

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48. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

49. Claims 6-9 and 52-56 are rejected under 35 U.S.C. 102(b) as being anticipated by Goede et al (hereinafter referred as Goede, US Patent No 5,246,375).

50. As per claim 6: Goede discloses an apparatus for creating an apparatus for securely providing identification information comprising: one or more processors operative to generate one or more obscured user identifiers(See col. 3 lines 25-29); and a translucent identification member former in communication with the one or more processors operative to generate a translucent identification member having a translucent area that includes the one or more obscured user identifiers the translucent identification member without a corresponding filtering pattern thereon(See col. 1 lines 57-64); and wherein the one or more processors is operative to assign identification information to the one or more obscured user identifiers, store the identification information and associated one or more obscured user identifiers(See col. 1 lines 44-47(i.e., predetermined sequence such as personal identification number)); and provide the identification information and associated one or more obscured user identifiers, and provide the identification information for placement on the translucent identification member(See col. 2 lines 45-47,col 1 lines 58-61).

51. As per claim 7: Goede teaches the apparatus wherein the one or more processors is operative to obtain user specific information associated with user; and combine the user specific



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information with other information to produce the one or more obscured user identifiers(See col. 1 lines 44-47).

52. As per claim 8: Goede teaches the apparatus wherein the one or more processors is operative to obtain user specific information associated with a user and use the user specific information to produce the one or more obscured user identifiers(See col. 3 lines 25-29).

53. As per claim 9: Goede teaches the apparatus wherein the one or more processors is operative to generate the one or more obscured user identifiers using the assigned ID information(See col. 3 lines 25-29).

54. As per claim 52: Goede discloses a transaction card comprising: a first portion at least containing transaction card identification information (See col. 2 lines 45-47,col 1 lines 58-61 ); a second portion containing a translucent identification member having a translucent area that includes one or more obscured user identifiers(See col. 2 lines 45-47,col 1 lines 58-61).

55. As per claim 53: Goede disclose the transaction card wherein the second portion containing the translucent identification member includes an attached translucent identification member (See col. 1 lines 57-64).

56. As per claim 54: Goede disclose the transaction card wherein the second portion containing the translucent identification member includes an open area with a connecting structure configured to receive and hold the translucent identification member (See col. 1 lines 57-64 and Fig 5).

57. As per claim 55: Goede disclose the transaction card wherein the translucent identification member is configured to overlay at least a portion of a display screen (See col. 1 lines 57-64 and Fig 5).

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58. As per claim 56: Goede disclose the transaction card wherein the translucent identification member includes a translucent area having an information pattern representing a plurality of different identifiers for use at a plurality of different times and is configured to overlay at least a portion of a display screen (See col. 1 lines 57-64 and Fig 5).

### ***Conclusion***

59. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. See PTO 892.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Fikremariam Yalew whose telephone number is 5712723852. The examiner can normally be reached on 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Moazzami Nasser can be reached on 571-272-4195. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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Examiner, Art Unit 2436  
12/19/2009

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Supervisory Patent Examiner, Art Unit  
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